

ORIGINAL

CHRISTIANATTAR

James W. Christian
jchristian@christianattarlaw.com

MEMO ENDORSED

May 30, 2024

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 5/30/24

VIA ECF

The Honorable Louis L. Stanton
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *Mullen Automotive Inc., et al. v. IMC Financial Markets, et al.*, Case No. 1:23-cv-10637 (the "Case"): Defendant IMC Financial Markets' Motion for Sanctions and Costs Against Plaintiffs and Their Counsel

Dear Judge Stanton:

My firm represents Plaintiffs in the above-referenced Case. This letter is to inform the Court that I have reached an agreement with Mr. Ryan Phair of Paul Hastings LLP on behalf of his client, IMC Financial Markets whereby we agree I have until Tuesday, June 4, 2024 to respond to the May 24, 2024, letter filed by Mr. Phair, i.e., a pre-motion conference letter in connection with IMC Financial Markets' proposed Motion for Sanctions and Costs Against Plaintiffs and its Counsel[Docket Entry 40] ("Rule 11 Letter"), subject, of course, to Your Honor's approval. Mr. Phair has approved this Letter in its entirety.

So
Ordered
Louis L.
Stanton
5/30/24

The reasons for this request are as follows:

1. From inception of the Case, Plaintiffs have been represented by two firms: (a) Warshaw Burstein LLP of New York ("WB"); and (b) Christian Attar of Houston, Texas ("CA").
2. On Tuesday, May 28, 2024, WB filed its motion to withdraw as counsel for Plaintiffs due to a disagreement with the client as to how the Case is being handled and for the other reasons set forth in their motion to withdrawal. That motion was granted today.
3. In the Case, WB was acting as lead counsel as the firm was primarily responsible for drafting all pleadings, interfacing with opposing counsel, and acting as Plaintiffs local

counsel. As such, Plaintiffs will now be required to act as lead counsel on all matters, including responding to the Rule 11 Letter.

4. This request is not sought for delay but in the interest of justice and fair play.

Respectfully,
/James W. Christian/
James W. Christian
Christian Attar

cc: All Counsel of Record